

11/14/42

Dear Ben,

Your letter came as I was about to leave, so in order to answer it promptly I'll have to be brief.

As usual, their claim is in its entirety not only false and libelous, but is deliberately and consciously so. In fact, it is completely exploded in the Chavkin case, where Bennett Brown has the Record and can give you all the information, including their defense that they returned the story to Chavkin's sister! I delivered the story to Whiting, and in taking it he said they probably wouldn't use it because of a change in editorial policy. This is confirmed in a letter to Chavkin by Chellas, also a matter of record in the Chavkin case. Also, Chase (University 4- 5721) can give you enough to make any answer you might immediately want. So far as conversion to personal use is concerned, I had nothing to do with the story except to make arrangements with the U.S. Government to deliver it to an Agency in Wash. which delivered it to me and I delivered it to Whiting when I was in NY in January.

I'm quite happy at their ammendment to their answer because the case they lost proves that at the time they made this ammendment they knew they were swearing falsely, and I certainly hope it is called to the attention of the proper authorities. I am told they lost this case because the plaintiff proved delivery of the story (which actually was on Japanese activity in Peru).

If they paid any money, the court forced them to; and if they got no use or profit, its their fault. I merely amde arrangements for bringing it up, and I have never received anything from them for this service, like many others I rendered not included in the bills.

Have you any further news or hunches on when you'll want me again. I have received my i-A card from the board and would like to get this mess cleaned up

Let me know if you'll want additional information on this.

Sincerely,

Harold Weisberg